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PATENT APPLICATION  
Mo5334D/LeA 32,322

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

APPLICATION OF	) GROUP: 1616
STEFAN DUTZMANN ET AL	) EXAMINER: FRANK I. CHOI
SERIAL NO.: 09/843,396	)
FILED: APRIL 26, 2001	)
TITLE: FUNGICIDE ACTIVE SUBSTRATE COMBINATIONS	)

**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

Appellant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from  
the Office Action of the Examiner dated March 24, 2005

in which Claim(s) 6-9

were ☒ finally rejected.  
twice rejected.

**APPEAL FEE \$500.00**☐ Enclosed☐ NOT REQUIRED - Examiner reopened prosecution after fee was paid in earlier  
appeal which did not result in a decision by the Board of Patent Appeals and  
interferences.☒ CHARGE TO DEPOSIT ACCOUNT NO. 13-3848. Two additional copies of this  
Notice are enclosed herewith.☒ SEPARATE PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) with  
authority to charge appropriate fee is also submitted herewith.

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I hereby certify that this correspondence is being deposited with the  
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Alexandria, VA 22313-1450 on 9/16/05  
Date

Raymond J. Harmuth Reg. No. 33,896  
Name of Applicant, assignee, or Registered Representative

September 16, 2005  
Signature  
Date